

## DECLARATION FOR PATENT APPLICATION

As the sole inventor, I declare that:

My residence, post office address, and citizenship are as stated below.

I believe that I am the original and first inventor of the subject matter which is claimed and for which a patent is sought. The invention is entitled:

KINETIC HARVESTER

and the specification is attached.

I have reviewed and understand the contents of the specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. § 1.56(a).

### CLAIM OF PRIORITY

I hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>60/394,438</u>	<u>July 9, 2002</u>	<u>pending</u>
Application Serial No.	Filing Date	Status

All statements made of my own knowledge are true. All statements made on information and belief are believed to be true. I know that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001. I also know that such willful statements may jeopardize the validity of the application or any patent issued on the application.

### POWER OF ATTORNEY

I hereby appoint the following attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected with this application:

Jeffrey T. Hubbard                      Reg. No. 38,923

H. Dennis Kelly                         Reg. No. 31,032

W. Thomas Timmons                  Reg. No. 27,839

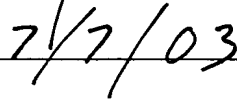
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Inventor's signature: \_\_\_\_\_



Date of signature: \_\_\_\_\_



Name of inventor: Jack Edward Estes

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Garland, Texas 75041

Residence: Dallas County, Texas

Citizenship: U.S.A.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Inventor: Jack Edward Estes

Title: KINETIC HARVESTER

**DECLARATION CLAIMING SMALL ENTITY STATUS**

(Independent Inventor)

As an inventor, I declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under 35 U.S.C. 41(a) and (b) to the United States Patent and Trademark Office with regard to the invention entitled KINETIC HARVESTER, described in the specification filed herewith.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

All statements made of my own knowledge are true. All statements made on information and belief are believed to be true. I know that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001. I also know that willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Jack Edward Estes

NAME OF INVENTOR

Jack Estes

SIGNATURE OF INVENTOR

7/7/03

DATE